



IFW

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Roger M. Snow, et al. Examiner: Dolores R. Collins  
Serial No. 10/602,015 Group Art Unit: 3712  
Filed: June 23, 2003 Docket No. PA0883.ap.US  
Title: METHOD OF PLAYING A POKER-TYPE WAGERING GAME WITH  
MULTIPLE BETTING OPTIONS

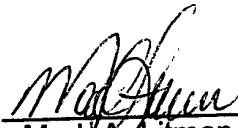
**MAIL STOP ISSUE FEE**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**The following documents are hereby submitted:**

- ☒ Amendment to Add Inventor
- ☒ Supplemental Combined Declaration and Power of Attorney
- ☒ Assignment Recordation Cover Sheet with authorization for fee
- ☒ 1<sup>st</sup> signed Assignment as original filed
- ☒ 2<sup>nd</sup> signed Assignment signed additional inventor
- ☒ Transmittal Sheet
- ☒ Return postcard

**Please consider this a PETITION FOR EXTENSION OF TIME for sufficient number of months to enter these papers if an additional extension of time is deemed necessary by the Office. Authorization is hereby given to charge Deposit Account Number 50-1391 if such additional extension is necessary.**

**MARK A. LITMAN & ASSOCIATES, P.A.**  
York Business Center, Suite 205, 3209 W. 76<sup>th</sup> St.  
Edina, MN 55435 (952-832-9090)

By:   
Atty: Mark A. Litman  
Reg. No. 26,390

CERTIFICATE UNDER 37 C.F.R. 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described herein, are being deposited in the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop Issue Fee, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on 28 September 2006.

Mark A. Litman  
Name

  
Signature

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Roger M. Snow      Examiner: Dolores R. Collins  
Serial No. 10/602,015      Group Art Unit: 3712  
Filed: June 23, 2003      Docket No. PA0883.ap.US  
Title: METHOD OF PLAYING A POKER-TYPE WAGERING GAME WITH  
MULTIPLE BETTING OPTIONS

---

**AMENDMENT TO ADD INVENTOR AND RESPONSE TO NON-FINAL OFFICE ACTION  
UNDER 37 C.F.R. §1.132****MAIL STOP: ISSUE FEE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby responds to the Notice of Allowance and Issue Fee Due mailed on September 11, 2006.

Authorization is hereby given to charge any additional fees or credit any overpayments that may be deemed necessary to Deposit Account Number 50-1391.

**STATEMENT OF ADDED INVENTOR REGARDING LACK OF DECEPTIVE INTENT  
PURSUANT TO 37 CFR 1.48(a)**

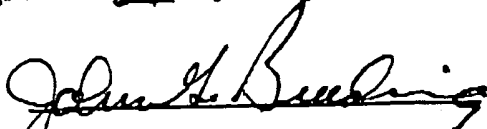
With respect to the above-identified Application, I, John Breeding, who is no longer an employee of Shuffle Master, Inc. do state that to the best of my knowledge, the inclusion of my name as an inventor on the above-identified application was made without deceptive intent on my part or by the assignee, Shuffle Master, Inc. The subject matter of the claims includes subject matter relating to the use of a Let It Ride® poker game, of which I am the internationally recognized inventor, being played on a proprietary Shuffle Master, Inc. platform.

The elements of the play of the game of Three-Card Poker® games recited in claims of the above identified application are similar or equivalent to the language in claims in issued patents already bearing

my name as inventor, such as, US Patent Nos. 5,288,081; 5,437,462; 5,544,892; 6,019,374; 6,273,424; 6,333,614; and 6,454,266.

Signed this 27 day of September, 2006

By

  
John Breeding

CERTIFICATE UNDER 37 C.F.R. 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described herein, are being deposited in the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop: ISSUE FEE, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on 26 SEPTEMBER 2006.

Mark A. Litman  
Name

  
Signature

**MARK A. LITMAN & ASSOCIATES, P.A.**



**United States Patent Application**  
**SUPPLEMENTAL**  
**COMBINED DECLARATION AND POWER OF ATTORNEY**  
**(37 CFR 1.67)**

As a below named inventor I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that

I verily believe I am a joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled: **PLAYING A POKER-TYPE WAGERING GAME WITH MULTIPLE BETTING OPTIONS**. The specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, §1.56 (see page 3 attached hereto).

I hereby claim foreign priority benefits under Title 35, United States Code, 119/365 of any foreign application(s) for patent of inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed:

**No such applications have been filed.**

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below.

**No such applications have been filed.**

I hereby claim the benefit under Title 35, United States Code, § 120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

**This Application is a continuation-in-part application of U.S. Patent Application Serial No. 10/286,370, filed October 31, 2002; (now abandoned) which in turn is a continuation-in-part of U.S. Patent Application Serial No. 10/254,628, filed September 14, 2002 (now abandoned); which in turn a continuation-in-part of U.S. Patent Application Serial No. 09/928,645, filed August 13, 2001, now U.S. Patent No. 6,454,266; which is a continuation-in-part of U.S. Patent Application Serial No. 09/317, 705, filed May 24, 1999, now U.S. Patent No. 6,273,424; which is a continuation -in-part of U.S. Patent Application Serial No. 08/970,966, filed November 14, 1997, now U. S. Patent No. 6,019,374; which was in turn a continuation-in-part of U.S. Patent Application Serial No. 08/198,368 filed on February 18, 1994, which is now U.S. Patent No. 5,437,462, which was in turn a continuation of U.S. Patent Application Serial No. 08/023,196, filed on February 25, 1993, which is now U.S. Patent No.: 5,288,081**

---

I hereby appoint the following attorney(s) and/or patent agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

Litman, Mark A.                      Reg. No. 26,390  
Farrar, Jennifer K. \*              Reg. No. 34,775

I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/organization/who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct Mark A. Litman or Jennifer K. Farrar to the contrary.

Please direct all correspondence in this case to Mark A. Litman & Associates, P.A. at the address indicated below:

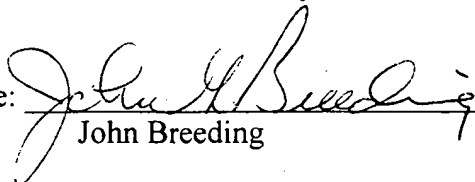
3209 West 76th St.  
York Business Center, Suite 205  
Edina, MN 55435  
Telephone No. (952)832.9090

---

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Joint inventor number 2: John Breeding  
Citizenship: U.S.  
Residence: U.S.  
Post Office Address: 3157 S Sycamore Village Drive  
Gold Canyon, AZ 85218

Signature: \_\_\_\_\_

  
John Breeding

Date: \_\_\_\_\_

9-27-06

---

\*Jennifer K. Farrar is not a member of Mark A. Litman & Associates, P.A.

§ 1.56 Duty to disclose information material to patentability.

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is cancelled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is cancelled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

- (1) prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

- (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
- (2) It refutes, or is inconsistent with, a position the applicant takes in:
  - (i) Opposing an argument of unpatentability relied on by the Office, or
  - (ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

- (1) Each inventor named in the application;
- (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.